

VIRGINIA:

BEFORE THE BOARD OF NURSING

**IN RE: JUAN M. LOPEZ, R.N.
License No.: 0001-206703**

NOTICE OF HEARING

Pursuant to §§ 2.2-4020, 2.2-4024(F), and 54.1-2400(11) of the Code of Virginia (1950), as amended (“Code”), Juan M. Lopez, R.N., who, prior to its summary suspension, held License No. 0001-206703 to practice professional nursing in Virginia, is hereby given notice that a formal administrative hearing will be held in the presence of a panel of the Board of Nursing. The hearing will be held on November 16, 2015, at 9:00 a.m., at the offices of the Department of Health Professions, Board of Nursing, Perimeter Center, 9960 Mayland Drive, Suite 201, Henrico, Virginia 23233, at which time Mr. Lopez will be afforded the opportunity to be heard in person or by counsel.

At the hearing, Mr. Lopez has the following rights, among others: the right to representation by counsel; the right to have witnesses subpoenaed and to present witnesses on his behalf; the right to present documentary evidence; and the right to cross-examine adverse witnesses. If Mr. Lopez desires any witnesses to appear on his behalf, he must notify the Director of Administrative Proceedings, Department of Health Professions, 9960 Mayland Drive, Suite 300, Henrico, Virginia 23233, in accordance with the Instructions for Requesting Subpoenas.

The purpose of the hearing is to inquire into evidence that Mr. Lopez may have violated certain laws and regulations governing professional nursing practice in Virginia, as more fully set forth in the Statement of Particulars below.

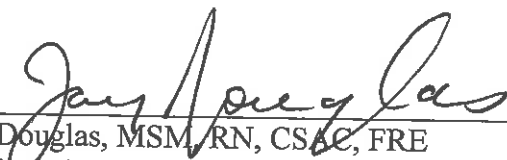
STATEMENT OF PARTICULARS

The Board alleges that:

1. Juan M. Lopez, R.N., may have violated § 54.1-3007(2), (5), and (8) of the Code and 18 VAC 90-20-300(A)(2)(f) of the Regulations Governing the Practice of Nursing (“Regulations”) in that on or about September 20, 2014, during the course of his employment with Hampton VA Medical Center, Hampton, Virginia, he inappropriately touched Patient A while assisting her with a bedpan. Specifically, he put his head between her legs several times, repeatedly inserted his fingers into her vagina, wiped her vaginal area numerous times with a wet wipe, and penetrated her vagina with a wet wipe. He also commented that she had “nice underwear.”

2. Mr. Lopez may have violated §54.1-3007(2) of the Code and 18 VAC 90-20-300(A)(2)(e) of the Regulations in that on his application for employment with DaVita Dialysis Center, Portsmouth, Virginia, he indicated that he was employed with Hampton VA Medical Center as a “Staff RN...Part time, 8-12 hours per pay period,” from September 2010 until December 2014, when, in fact, he was employed full-time at the time of his resignation on or about January 20, 2015.

FOR THE BOARD



Jay P. Douglas, MSM, RN, CSAC, FRE
Executive Director for the
Board of Nursing

ENTERED: August 27th 2015